

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND										
1 Date of Request: <u>12/15/05</u>		2 Serial/Patent # <u>09/890,407</u>								
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT						
	Filing			\$						
	Amendment			\$						
	Extension of Time			\$						
	Notice of Appeal/Appeal			\$						
<input checked="" type="checkbox"/>	Petition		11/4/05	\$ 200.00						
	Issue			\$						
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	Maintenance			\$						
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			7 TOTAL AMOUNT OF REFUND							
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8 TO BE REFUNDED BY:										
10 REASON:		<input checked="" type="checkbox"/> Treasury Check								
	Overpayment	Credit Deposit A/C #:								
	Duplicate Payment	9 <table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px; text-align: center;">--</td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table>					--			
		--								
<input checked="" type="checkbox"/>	No Fee Due (Explanation):									
No PTA fee needed for candor letter										
11 REFUND REQUESTED BY:										
TYPED/PRINTED NAME: <u>Cliff Congo</u>		TITLE: <u>Attorney</u>								
SIGNATURE: <u>Cliff Congo</u>		PHONE: <u>571-272-3207</u>								
OFFICE: <u>Retirees</u>										
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****										
APPROVED: <u>[Signature]</u>		DATE: <u>12/21/05</u>								

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
(571) 273-2885

or Fax



INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

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Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

22852 7590 09/22/2005
FINNEGAN, HENDERSON, FARABOW, GARRETT &
DUNNER
LLP
901 NEW YORK AVENUE, NW
WASHINGTON, DC 20001-4413

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/890,407	11/05/2001	Hirofada Sasaki	05225.0213	1784

TITLE OF INVENTION: ELEVATOR EMERGENCY STOPPING DEVICE

11/07/2005-SZENDIE2 00000002-09890407

01 FC:8001

21.00 DP

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	12/22/2005

EXAMINER	ART UNIT	CLASS-SUBC LASS
TRAN, THUY VAN	3652	187-376000

Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Finnegan, Henderson,

2 Farabow, Garrett &

3 Dunner, L.L.P.

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Kabushiki Kaisha Toshiba

(B) RESIDENCE: (CITY and STATE)

Tokyo, Japan

01 FC:1501

02 FC:1504

1400.00 DP

300.00 DP

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

☒ Issue Fee☒ Publication Fee (No small entity discount permitted)☒ Advance Order - # of Copies 7

4b. Payment of Fee(s):

☒ A check in the amount of the fee(s) is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 06-0916 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Typed or printed name Richard V. Burgujian

Date

Registration No. 31,744

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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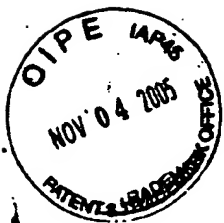
PTOL-85 (Rev. 07/05) Approved for use through 04/30/2007.

OMB 0651-0033 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Refund Ref:

12/21/2005 AKELLEY 0000149261

CHECK Refund Total: \$200.00



PATENT
Attorney Docket No. 5225.0213

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
HIROTADA SASAKI) Group Art Unit: 3652
Application No.: 09/890,407) Confirmation No.: 1784
Filed: November 5, 2001) Examiner: T. Tran
For: ELEVATOR EMERGENCY)
STOPPING DEVICE)

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 C.F.R. § 1.705(b)

Applicant hereby submits this Application for Patent Term Adjustment in order for the Patent Office to reconsider the patent term adjustment ("PTA") for the above-identified application.

In the Determination of Patent Term Adjustment issued by the Patent Office, it was determined that the PTA is 111 days. However, for the following reasons, Applicant believes he is entitled to a PTA of 14 days.

The Patent Term Adjustment History in PAIR indicates a 228-day delay that appears to be based on the period commencing 14 months after Applicant's original U.S. filing date of July 31, 2001, and ending with the mailing of a Restriction Requirement on May 16, 2003. However, the present application is a National Stage application of International Application No. PCT/JP01/00059, filed under 35 U.S.C. § 371. After responding to a Notice of Missing Requirements dated

1/07/2005 SZENDIE2 00000001 09890407

3 FC:1455

200.00 OP

Adjustment date: 12/21/2005 AKELLEY
11/07/2005 SZENDIE2 00000001 09890407

03 FC:1455

-200.00 OP

October 4, 2001, Applicant received a Notice of Acceptance dated December 6, 2001, indicating that Applicant had met the requirements of 35 U.S.C. § 371 on November 5, 2001.

Pursuant to 37 C.F.R. § 1.702(a)(1), the 14-month period for determining Patent Office delay commences on the date Applicant has "fulfilled the requirements of 35 U.S.C. § 371 in an international application." In the present application, Applicant fulfilled the § 371 requirements on November 5, 2001. Since the Restriction Requirement was dated May 16, 2003, the delay commencing 14 months after November 5, 2001, i.e., January 5, 2003, and ending May 16, 2003, is 131 days. As a result, the total PTA to which Applicant is entitled is 14 days.

A check in the amount of \$200.00 is enclosed with this Application. If any additional required fees are necessary, please charge to deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: _____

11/4/05

By: _____

Richard V. Burgujian
Reg. No. 31,744